



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE
REFER TO FILE: **LD-1**

April 14, 2005

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**COMPLETION AND TRANSFER OF DRAINAGE FACILITIES
MISCELLANEOUS TRANSFER DRAIN NO. 1653
CITY OF BURBANK
SUPERVISORIAL DISTRICT 5
3 VOTES**

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

1. Find that this transfer is categorically exempt from the provisions of the California Environmental Quality Act (CEQA).
2. Approve and accept the transfer and conveyance to the Los Angeles County Flood Control District (LACFCD), from the City of Burbank, Miscellaneous Transfer Drain (MTD) No. 1653, as depicted on District Drawing Nos. 19-F2556.1-.9, on file with Public Works, subject to conditions and provisions contained in the enclosed City's Resolution.
3. Accept the completed construction work on MTD No. 1653.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

These actions provide for the transfer and acceptance of drainage facilities known as MTD No. 1653 into the County flood control system for operation and maintenance. The transfer and continued maintenance of MTD No. 1653 by the LACFCD provides for public health and safety to residents and visitors to the area.

Implementation of Strategic Plan Goals

The transfer of MTD No. 1653 is consistent with the County Strategic Plan Goal of Service Excellence since the regularly scheduled maintenance of our flood control facilities is needed to provide flood protection that improves the quality of life to residents in the area.

FISCAL IMPACT/FINANCING

No negative fiscal impact. Maintenance for MTD No. 1653 will be funded with Flood Control District funds. There will be no increase in net County cost.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

MTD No. 1653 was constructed to the satisfaction of the Director of Public Works. The Director of Public Works, as Chief Engineer of the LACFCD, reviewed and approved the facilities for transfer. The City of Burbank adopted a Resolution requesting the LACFCD to accept the transfer and conveyance of MTD No. 1653. Under the provisions of Section 13-3/4 of the Los Angeles County Flood Control Act, these facilities may be transferred to the LACFCD.

ENVIRONMENTAL DOCUMENTATION

This transfer is categorically exempt from the provisions of CEQA, as specified in Class 1(u) of the revised Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, Synopsis 57, and Section 15301 of the CEQA Guidelines.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

No adverse impact.

The Honorable Board of Supervisors
April 14, 2005
Page 3

CONCLUSION

We are enclosing a certified copy of the City's Resolution for your files. At such time as this recommendation is adopted, please return a copy of this letter to Public Works, Land Development Division.

Respectfully submitted,

DONALD L. WOLFE
Acting Director of Public Works

Al:plg
P: LDPUB\SUBPCHECK\BOARD\MTD1653

Enc.

cc: Chief Administrative Office
County Counsel

TEST:
4-6-05

RESOLUTION NO. 26,946

Margaret K...
City Clerk
City of Burbank, California

A RESOLUTION OF THE COUNCIL OF THE CITY OF
BURBANK REQUESTING THE BOARD OF
SUPERVISORS OF THE LOS ANGELES COUNTY
FLOOD CONTROL DISTRICT OF THE STATE OF
CALIFORNIA TO ACCEPT ON BEHALF OF SAID
DISTRICT THE TRANSFER AND CONVEYANCE OF
THE STORM DRAIN IMPROVEMENTS KNOWN AS
MISCELLANEOUS TRANSFER DRAIN NO. 1653 IN THE
CITY OF BURBANK FOR FUTURE OPERATION,
MAINTENANCE, REPAIR, AND IMPROVEMENT, AND
AUTHORIZE THE TRANSFER AND CONVEYANCE
THEREOF.

404

THE COUNCIL OF THE CITY OF BURBANK FINDS:

A. There have been dedicated to, or the City has otherwise acquired, the storm drain improvements and drainage system known as Miscellaneous Transfer Drain (MTD) No. 1653, depicted on Los Angeles County Flood Control District Drawing Nos. 19-F2556.1 through 19-F2556.9 on file with the Director of Los Angeles County Department of Public Works.

B. The City is authorized and empowered to transfer and convey to the Los Angeles County Flood Control District any storm drain improvements and drainage systems for future operation, maintenance, repair, and improvement.

C. The City and the Los Angeles County Flood Control District entered into an agreement dated September 18, 1979 and recorded January 6, 1980 as Document No. 80-61156 of the Official Records in the office of the County Recorder for the County of Los Angeles, whereby the City made certain warranties about its future transfers and conveyances of flood control facilities to the District.

D. The best public interest will be served by transfer and conveyance of said storm drain improvements and drainage system from the City to the Los Angeles County Flood Control District for future operation, maintenance, repair, and improvement.

THE COUNCIL OF THE CITY OF BURBANK RESOLVES THAT:

1. The City does hereby request the Los Angeles County Flood Control District to accept the transfer and conveyance of the storm drain improvements and drainage system depicted on Los Angeles County Flood Control District Drawing Nos.

19-F2556.1 through 19-F2556.9 on file with the Director of Los Angeles County Department of Public Works.

2. Subject to the acceptance thereof of the Board of Supervisors of the Los Angeles County Flood Control District, the City Engineer is directed and ordered to prepare all necessary instruments and documents, to effectuate said transfer and conveyance, and that the Mayor is authorized and instructed to execute said documents and other instruments. District shall have no obligation or responsibility to maintain said storm drain, improvements, and drainage until all rights-of-way for said drain now vested in the City and all other necessary rights-of-way have been conveyed to and accepted by District.

PASSED and ADOPTED this 5th day of April, 2005.

s/Marsha R. Ramos

Marsha R. Ramos
Mayor of the City of Burbank

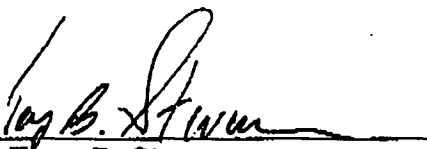
Attest:

s/Margarita Campos

Margarita Campos, City Clerk

Approved as to Form and Legal Content
Dennis A. Barlow, City Attorney

By:


Terry B. Stevenson
Senior Assistant City Attorney

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF BURBANK)

I, Margarita Campos, City Clerk of the City of Burbank, do hereby certify that the foregoing Resolution was duly and regularly passed and adopted by a four-fifths (4/5) vote of the Council of the City of Burbank at its regular meeting held on the 5th day of April, 2005, by the following vote:

AYES: Council Members Campbell, Golonski, Murphy, Vander Borcht and Ramos.

NOES: Council Members None.

ABSENT: Council Members None.

s/Margarita Campos
Margarita Campos, City Clerk